

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

**UNITED STATES OF
AMERICA,**

VS.

BRIAN V. CLARK,

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***CASE NO.: 3:06-CR-030-A**

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**NOTICE OF INTENT TO WITHDRAW
NOT GUILTY PLEA AND ENTER PLEA
PERSUANT TO RULE 11 (c)(1)(a)**

Comes now the Defendant pursuant to Rule 11 (c)(1)(a) and hereby serves Notice that he withdraws his previous plea of "Not Guilty" and makes known to this Court that he has reached an Agreement with the Government to resolve this case short of a trial.

Malcolm R. Newman, Attorney, P.C.
/s/ Malcolm R. Newman
Malcolm R. Newman (NEW017)
Attorney for Defendant
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(334) 792-2132
ASB-2826-M39M

CERTIFICATE OF SERVICE

I hereby certify that on October 09, 2006 I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Leura G. Canary
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/s/ Malcolm R. Newman
Malcolm R. Newman, Esq.